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**\*E-FILED - 7/16/08\***

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7  
8 IN THE UNITED STATES DISTRICT COURT  
9 FOR THE NORTHERN DISTRICT OF CALIFORNIA

10 UNITED STATES OF AMERICA, ) No. CR-07-00503 RMW  
11 )  
Plaintiff, ) STIPULATION AND []  
12 ) ORDER TO CONTINUE SENTENCING  
vs. ) HEARING  
13 )  
ARQUIMEDES MENDOZA-SORIANO, )  
14 )  
Defendant. )  
15 \_\_\_\_\_)

16 Defendant Arquimedes Mendoza-Soriano and the government, by and through counsel,  
17 hereby stipulate and agree that the sentencing hearing in the above-captioned matter may be  
18 continued from Monday, July 7, 2008 to Monday, July 21, 2008 at 9:00 a.m., while the San  
19 Joaquin Superior Court considers the merits of Mr. Mendoza's petition for writ of habeas corpus  
20 as to a conviction relevant to the calculation of his sentencing range in the instant case. United  
21 States Probation Officer Brian Casai has been consulted as to this request and has no objection.  
22

23 Dated: June 30, 2008

24 s/\_\_\_\_\_  
25 JEFFREY B. SCHENK  
26 Assistant United States Attorney

1 Dated: June 30, 2008

2 s/\_\_\_\_\_  
3 CYNTHIA C. LIE  
4 Assistant Federal Public Defender

5 **[] ORDER**

6 Good cause appearing and by stipulation of the parties, it is hereby ordered that the  
7 sentencing hearing in the above-captioned matter shall be continued from Monday, July 7, 2008  
8 to Monday, July 21, 2008 at 9:00 a.m.

9 Dated: July 16, 2008

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11 RONALD M. WHYTE  
12 United States District Judge  
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